

# COMMON COUNCIL MEETING MINUTES

MONDAY, January 4, 2016 – 6:00 P.M.  
COUNCIL CHAMBERS/CITY HALL/ONE CIVIC SQUARE

## **MEMBERS PRESENT:**

Mayor James Brainard, Council President Ronald E. Carter, Council Members Sue Finkam, Laura D. Campbell, H. Bruce Kimball, Kevin D. Rider, Jeff Worrell, Carol Schleif, Clerk-Treasurer Christine S. Pauley and Deputy Clerk Jacob Quinn.

Mayor Brainard called the meeting to order at 6:00 p.m.

## **INVOCATION:**

Rev. Rob Fuquay, St. Luke's United Methodist Church, pronounced the Invocation.

Mayor Brainard led the Pledge of Allegiance.

## **RECOGNITION OF CITY EMPLOYEES AND OUTSTANDING CITIZENS:**

There were none.

## **APPROVAL OF MINUTES:**

Councilor Rider made a motion to approve minutes from the December 21, 2015 Regular Meeting. Councilor Finkam seconded. There was no Council discussion. Mayor Brainard called for the vote. Minutes were approved 5-0 (Councilors Worrell and Schleif abstained).

## **RECOGNITION OF PERSONS WHO WISH TO ADDRESS THE COUNCIL:**

Tom Kendall addressed the Council regarding various road and sidewalk projects.

## **COUNCIL, MAYORAL AND CLERK-TREASURER COMMENTS/OBSERVATIONS:**

Mayor Brainard addressed some of Mr. Kendall's concerns.

Councilor Finkam made a motion to add two items to the agenda entitled Council Election of President and President Appointments and to reorder the agenda to immediately bring these two items before the Council and consider the **First Reading of Ordinance D-2260-16**. Councilor Schleif seconded. There was no Council discussion. Mayor Brainard called for a vote. The vote motion was approved 7-0. Mayor Brainard made a motion to reorder the agenda to deal with the **First Reading of Ordinance D-2260-16** and then the Election of Council President. Council Finkam objected. Mayor Brainard withdrew his motion.

Councilor Finkam made a motion to elect Councilor Carter to be Council President. Councilor Schleif seconded. Councilor Rider made a motion to close nominations. Councilor Worrell seconded. Mayor Brainard announced that Councilor Carter is now Council President.

Councilor Rider made a motion to move the **First Reading of Ordinance D-2260-16** into business. An Ordinance of the Common Council of the City of Carmel, Indiana, Adopting and Adding Chapter 1, Section 1-16 of the Carmel City Code. Councilor Schleif seconded. Mayor Brainard presented this item to the Council. There was brief Council discussion. Councilor Rider made a motion to suspend the rules in order to act on Ordinance D-2260-16. Councilor Finkam seconded. There was brief Council discussion. The motion was approved 7-0. Councilor Rider made a motion to approve ordinance D-2260-16. Councilor Schleif seconded. Mayor Brainard called for a vote. **Ordinance D-2260-16** was adopted 7-0.

Mayor Brainard passed the gavel to Council President Carter.

#### **ACTION ON MAYORAL VETOES:**

There were none.

#### **CLAIMS:**

Councilor Finkam made a motion to approve payroll in the amount of \$1,613,827.74. Councilor Rider seconded. There was no Council discussion. Council President Carter called for the vote. Payroll was approved 7-0.

Councilor Finkam made a motion to approve claims in the amount of \$1,139,994.16. Councilor Schleif seconded. There was no Council discussion. Council President Carter called for the vote. Claims were approved 7-0.

Council President Carter announced that there would be a Special Claims Meeting of the Common Council on Monday, January 11, 2016 at 6 P.M.

#### **COMMITTEE REPORTS:**

Council President Carter announced that no committees have met.

#### **OTHER REPORTS:**

Tabled

#### **OLD BUSINESS**

Council President Carter announced the **Second Reading of Ordinance D-2241-15**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 3, Article 1, Division II, Sections 3-27(a)(4) (*Clerk of the Council*) and 3-31(a) (*Agenda/Additions to Agenda/Public's Right to Address Council*) of the Carmel City Code. Councilor Finkam made a motion to lift this from the table. Councilor Schleif seconded. There was no Council discussion. The motion was approved 7-0. Councilor Finkam made a motion to amend Ordinance D-2241-15 by substituting in whole ordinance D-2241-15 As Amended VERSION A. Councilor Worrell seconded. There was brief Council discussion. Council

President Carter called for a vote. The motion was approved 7-0. Councilor Finkam made a motion to approve Ordinance D-2241-15 As Amended. Councilor Schleif seconded. There was no Council discussion. **Ordinance D-2241-15 As Amended** was adopted 7-0.

Council President Carter announced the **Second Reading of Ordinance D-2242-15**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 3, Article I, Division II, Section 3-34 (*Two Readings Required for Ordinances*) of the Carmel City Code; Sponsor(s): Councilor Finkam made a motion to lift this from the table. Councilor Rider seconded. There was no Council discussion. The motion was approved 7-0. Councilor Finkam presented this item to the Council and made a motion to approve. Councilor Rider seconded. There was brief Council discussion. Council President Carter called for a vote. **Ordinance D-2242-15** was adopted 7-0.

Council President Carter announced the **Second Reading of Ordinance D-2243-15**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 3, Article 1, Division II, Section 3-29(b) (*Council Committees*) and Adding Section 3-29(m) (*Council Committees*) of the Carmel City Code. Councilor Finkam made a motion to lift this from the table. Councilor Rider seconded. There was no Council discussion. The motion was approved 7-0. Councilor Finkam made a motion to amend Ordinance D-2243-15 by substituting in whole ordinance D-2243-15 As Amended VERSION A. Councilor Schleif seconded. There was brief Council discussion. Council President Carter called for a vote. The motion was approved 7-0. Councilor Finkam made a motion to approve Ordinance D-2243-15 As Amended. Councilor Schleif seconded. There was no Council discussion. **Ordinance D-2243-15 As Amended** was adopted 7-0.

Council President Carter stated that he would appoint Councilor Finkam to chair the Finance, Utilities and Rules Committee with Councilors Campbell and Worrell serving on the committee. Additionally, he would appoint Councilor Rider to chair the Land Use and Special Studies Committee with Councilors Schleif and Kimball serving on the committee.

Council President Carter announced the **Second Reading of Ordinance D-2244-15**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 3, Article 1, Division II, Section 3-25 (*President Pro Tempore*) of the Carmel City Code. Councilor Finkam made a motion to lift this from the table. Councilor Rider seconded. There was no Council discussion. The motion was approved 7-0. Councilor Finkam made a motion to amend Ordinance D-2244-15 by substituting in whole ordinance D-2244-15 As Amended VERSION A. Councilor Rider seconded. There was no Council discussion. Council President Carter called for a vote. The motion was approved 7-0. Councilor Finkam made a motion to approve Ordinance D-2244-15 As Amended. Councilor Schleif seconded. There was no Council discussion. **Ordinance D-2244-15 As Amended** was adopted 7-0.

Council President Carter announced the **Second Reading of Ordinance D-2245-15**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 3, Article 1, Division II, Section 3-42(a)(3) and (a)(4) (*Council Appointments and Removal*) of the Carmel City Code. This item remained tabled.

Council President Carter announced the **Third Reading of Ordinance Z-607-15**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending the Development Standards, Updating the Contributing Buildings Map and Deleting the Sunset Provision on the Demolition Requirements in the Old Town District Overlay Zone; Sponsor: Councilor Rider. Remains in the Land Use and Special Studies Committee. There was brief Council discussion.

## PUBLIC HEARINGS

Council President Carter announced the **First Reading of Ordinance D-2246-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016A, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016A Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Carey Road and 136<sup>th</sup> Street Roundabout*). Councilor Rider made a motion to move this item into business. Councilor Finkam seconded. Councilor Rider deferred to Bruce Donaldson, Barnes and Thornburg LLP, to address the Council on this item and the next 12 items of business. Councilor Finkam deferred to Mayor Brainard to address the Council. Mayor Brainard presented to the Council information comparing property taxes in Carmel to that of neighboring communities. Mayor Brainard referred to Bruce Donaldson for a series of questions. Councilor Rider deferred to Curt Coonrod, C.L. Coonrod & Co., to speak about General Obligation Bonds for this project and the next 12 items of business. Councilor Finkam deferred to Mayor Brainard to address some of the concerns from the community regarding these ordinances. Councilor Finkam referred to Loren Matthes, Umbaugh, to address the Council. Loren Matthes addressed the Council regarding interest rate trends. Council President Carter opened the Public Hearing at 7:31 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:32 p.m.

Council President Carter announced the **First Reading of Ordinance D-2247-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016B, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016B Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Carey Road and Hawthorne Drive Roundabout*). Councilor Worrell made a motion to move this item into business. Councilor Rider seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:34 p.m.

Doug Haney addressed the Council as a citizen in favor of Ordinance D-2247-16

Seeing no one else who wished to address the Council, Council President Carter closed the Public Hearing at 7:35 p.m.

Council President Carter announced the **First Reading of Ordinance D-2248-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016C, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016C Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Rangeline Road and 116<sup>th</sup> Street Roundabout*). Councilor Rider made a motion to move this item into business. Councilor Finkam seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:35 p.m.

Benjamin Taylor addressed the Council with concerns and questions regarding Ordinance D-2248-16

Seeing no one else who wished to address the Council, Council President Carter closed the Public Hearing at 7:37 p.m.

Council President Carter announced the **First Reading of Ordinance D-2249-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016D, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016D Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Rangeline Road and Executive Drive Roundabout*). Councilor Finkam made a motion to move this item into business. Councilor Rider seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:37 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:38 p.m.

Council President Carter announced the **First Reading of Ordinance D-2250-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016E, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016E Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Guilford Road and Carmel Drive Roundabout*). Councilor Finkam made a motion to move this item into business. Councilor Campbell seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:38 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:38 p.m.

Council President Carter announced the **First Reading of Ordinance D-2251-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016F, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016F Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Guilford Road and City Center Roundabout*). Councilor Rider made a motion to move this item into business. Councilor Campbell seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:39 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:39 p.m.

Council President Carter announced the **First Reading of Ordinance D-2252-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016G, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016G Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Pennsylvania Street and City Center Roundabout*). Councilor Worrell made a motion to move this item into business. Councilor Campbell seconded. There was brief Council discussion. Council President Carter opened the Public Hearing at 7:39 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:40 p.m.

Council President Carter announced the **First Reading of Ordinance D-2253-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016H, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016H Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Carmel Drive and City Center Roundabout*). Councilor Rider made a motion to move this item into business. Councilor Campbell seconded. There was no Council discussion. Council President Carter opened the Public

Hearing at 7:40 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:41 p.m.

Council President Carter announced the **First Reading of Ordinance D-2254-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016I, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016I Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Towne Road and 106<sup>th</sup> Street Roundabout*). Councilor Rider made a motion to move this item into business. Councilor Campbell seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:41 p.m.

Matt Decapua spoke in opposition to Ordinance D-2254-16 and the cost associated with roundabouts.

There was brief Council discussion. Seeing no one else who wished to address the Council, Council President Carter closed the Public Hearing at 7:51 p.m. Mayor Brainard addressed the Council regarding Mr. Decapua's concerns.

Council President Carter announced the **First Reading of Ordinance D-2255-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016J, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016J Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*96<sup>th</sup> Street and Delegates Row Roundabout*). Councilor Worrell made a motion to move this item into business. Councilor Finkam seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:52 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:52 p.m.

Council President Carter announced the **First Reading of Ordinance D-2256-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016K, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016K Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*96<sup>th</sup> Street and Gray Road Roundabout*). Councilor Finkam made a motion to move this item into business. Councilor Schleif seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:53 p.m.

Tom Kendall addressed the Council about the accuracy of the projected costs for some of these projects.

Seeing no one else who wished to address the Council, Council President Carter closed the Public Hearing at 7:55 p.m. Mayor Brainard addressed Mr. Kendall's concerns.

Council President Carter announced the **First Reading of Ordinance D-2257-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016L, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016L Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*96<sup>th</sup> Street and Hazel Dell*

*Parkway Roundabout*). Councilor Finkam made a motion to move this item into business. Councilor Schleif seconded. There was no Council discussion. Council President Carter opened the Public Hearing at 7:56 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:57 p.m.

Council President Carter announced the **First Reading of Ordinance D-2258-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Issuance of General Obligation Bonds, Series 2016M, for the Purpose of Providing Funds to Pay for Certain Capital Improvements and Incidental Expenses in Connection Therewith and on Account of the Issuance and Sale of the 2016M Bonds and Appropriating the Proceeds Derived from the Sale of Such Bonds (*Monon Boulevard construction from 2<sup>nd</sup> Street to Main Street*). Councilor Finkam made a motion to move this item into business. Councilor Rider seconded. Councilor Worrell noted that this project was not a roundabout project. Council President Carter opened the Public Hearing at 7:58 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 7:58 p.m.

Council President Carter referred the previous 13 Public Hearing agenda items to the Finance, Utilities and Rules Committee for further review and consideration.

Council President Carter announced the **First Reading of Ordinance D-2259-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing and Approving and Additional Appropriation of Funds from the Operating Balance of the General Fund. Councilor Finkam made a motion to move this item into business. Councilor Rider seconded. Councilor Finkam presented this item to the Council. Councilor Finkam made a motion to suspend the rules in order to act on Ordinance D-2259-16. Council Schleif Seconded. Council President Carter called for a vote. The motion was approved 7-0. Council President Carter opened the Public Hearing at 8:00 p.m.

Bob Wallace asked a question regarding Ordinance D-2259-16

Seeing no one else who wished to speak, Council President Carter closed the Public Hearing at 8:03 p.m. Councilor Finkam made a motion to approve Ordinance D-2259-16. Councilor Schleif seconded. There was no Council discussion. **Ordinance D-2259-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2267-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 9, Article 6, Section 226 (OPT OUT OF SERVICE) of the Carmel City Code; Sponsor(s). Councilor Kimball made a motion to move this item into business. Councilor Rider seconded. Councilor Kimball presented this item to the Council. Councilor Finkam read a white paper from Tom Sharp, Carmel resident and former INDOT commissioner, providing information about Ordinance D-2267-16. Council President Carter opened the Public Hearing at 8:08 p.m.

The following individuals spoke in opposition to Ordinance D-2267-16:

Marie Smith  
Sue Lyle  
Dixie Packard  
Robert Sheipe

Seeing no one else who wished to address the Council, Council President Carter closed the Public Hearing at 8:18 p.m. Mayor Brainard addressed the concerns of citizens. There was extensive Council

discussion. Councilor Finkam made a motion to suspend the rules in order to act on Ordinance D-2267-16. Councilor Schleif seconded. Council President Carter called for a vote. The motion failed 5-2 (Councilors Schleif and Campbell opposed). Councilor Finkam made a motion to hold Ordinance D-2267-16 until the next Council Meeting and not be sent to committee. Councilor Kimball seconded. Council President Carter called for a vote. The motion was approved 7-0.

Council President Carter announced the **First Reading of Ordinance D-2268-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 9, Article 2, Division IV, Section 9-55 and Restating the Schedule of Rates and Charges Collected by the Water Utility. Councilor Rider made a motion to move this item into business. Councilor Schleif seconded. Councilor Rider presented this item to the Council. Councilor Rider referred to John Duffy, Utilities Director for the City of Carmel, to address the Council. Mayor Brainard addressed the Council concerning water rates to those of neighboring cities. There was extensive Council discussion. Council President Carter opened the Public Hearing at 8:38 p.m.

The following individuals spoke in opposition to Ordinance D-2268-16:

Robert Sheipe  
Bob Wallace  
Ed Shaughnessy

Seeing no one else who wished to address the Council, Council President Carter closed the Public Hearing at 8:45 p.m. There was extensive Council discussion. Mayor Brainard addressed the concerns from citizens. Councilor Schleif made a motion to suspend the rules in order to act on Ordinance D-2268-16. Councilor Rider seconded. Council President Carter called for a vote. The motion passed 7-0. Councilor Schleif made a motion to approve Ordinance D-2268-16. Councilor Worrell seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2268-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2269-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 9, Article 2, Division IV, Sections 9-44, 9-45, 9-51, 9-52, 9-58, 9-62, and 9-75 of the Carmel City Code. Councilor Worrell made a motion to move this item into business. Councilor Finkam seconded. Councilor Worrell presented this item to the Council. Councilor Worrell deferred to John Duffy to present additional information. Council President Carter opened the Public Hearing at 8:49 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 8:50 p.m. Councilor Schleif made a motion to suspend the rules in order to act on Ordinance D-2269-16. Councilor Worrell seconded. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2269-16. Councilor Schleif seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2269-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2270-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 9, Article 2, Division II, Section 9-31(a) of the Carmel City Code. Councilor Rider made a motion to move this item into business. Councilor Finkam seconded. Councilor Rider deferred to John Duffy to present this to the Council. Council President Carter opened the Public Hearing at 8:52 p.m.

Gregg Feigh spoke to the Council about concerns he had.



Seeing no one else who wished to address the Council, Council President Carter closed the Public Hearing at 8:55 p.m. Mayor Brainard addressed the Council. Councilor Schleif made a motion to suspend the rules in order to act on Ordinance D-2270-16. Councilor Rider seconded. Council President Carter called for a vote. The motion passed 7-0. Councilor Worrell made a motion to approve Ordinance D-2270-16. Councilor Finkam seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2270-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2271-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 9, Article 3, Division V, Section 9-171 of the Carmel City Code; Sponsor(s). Council President Carter made a motion to move this item into business. Councilor Finkam seconded. Council President Carter introduced this item to the Council. There was no discussion. Council President Carter opened the Public Hearing at 8:55 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 8:56 p.m. Mayor Brainard addressed the Council briefly. Councilor Finkam made a motion to suspend the rules in order to act on Ordinance D-2271-16. Councilor Worrell seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2271-16. Councilor Worrell seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2271-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2272-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 9, Article 2, Division II, Section 9-35 of the Carmel City Code. Council President Carter made a motion to move this item into business. Councilor Rider seconded. Council President Carter introduced this item to the Council. Council President Carter deferred to John Duffy to speak on the item. Council President Carter opened the Public Hearing at 9:00 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 9:01 p.m. Councilor Worrell made a motion to suspend the rules in order to act on Ordinance D-2272-16. Councilor Rider seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 6-0 (Councilor Schleif was not present for the vote). Councilor Rider made a motion to approve Ordinance D-2272-16. Councilor Finkam seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2272-16** was adopted 6-0 (Councilor Schleif was not present for the vote).

Council President Carter announced the **First Reading of Ordinance D-2273-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 6, Article 7, Section 6-211 of the Carmel City Code. Council President Carter made a motion to move this item into business. Councilor Finkam seconded. Council President Carter introduced this item to the Council. There was no Council discussion. Council President Carter opened the Public Hearing at 9:05 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 9:06 p.m. Councilor Finkam made a motion to suspend the rules in order to act on Ordinance D-2273-16. Councilor Campbell seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 6-0 (Councilor Schleif was not present for the vote). Councilor Finkam made a motion to approve Ordinance D-2273-16. Councilor Rider seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2273-16** was adopted 6-0 (Councilor Schleif was not present for the vote).

Council President Carter announced the **First Reading of Ordinance D-2274-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing and Approving and Additional Appropriation of Funds from the General Fund to Clerk-Treasurer Fund #1701. Councilor Rider made a motion to move this item into business. Councilor Finkam seconded. Councilor Finkam deferred to

Clerk-Treasurer Christine Pauley to speak on the item. Council President Carter opened the Public Hearing at 9:10 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 9:11 p.m. Councilor Rider made a motion to suspend the rules in order to act on Ordinance D-2274-16. Councilor Finkam seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Rider made a motion to approve Ordinance D-2274-16. Councilor Campbell seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2274-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2276-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 4, Section 2-96 of the Carmel City Code. Councilor Finkam made a motion to move this item into business. Councilor Worrell seconded. Councilor Rider noted that he is a sponsor of Ordinance D-2276-16 even though he was left off the list. Camel Fire Chief, David Haboush, spoke on the item. Mayor Brainard addressed the Council. Council President Carter opened the Public Hearing at 9:18 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 9:19 p.m. Councilor Finkam made a motion to suspend the rules in order to act on Ordinance D-2276-16. Councilor Schleif seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2276-16. Councilor Campbell seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2276-16** was adopted 7-0.

Council President Carter announced **Resolution CC-01-04-16-02**; A Resolution of the Common Council of the City of Carmel, Indiana, Approving a Lease Between the City of Carmel Redevelopment Authority and the City of Carmel Redevelopment Commission and Taking Other Actions Related Thereto. Councilor Finkam made a motion to move this item into business. Councilor Worrell seconded. Council President deferred to Mayor Brainard to address the Council. There was extensive Council discussion about the need for Federal funding to cover the total project cost. Councilor Rider noted that he would like to see a \$30 million reduction to the overall cost. Council President Carter opened the Public Hearing at 9:41 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 9:42 p.m. Councilor Finkam made a motion to send Resolution CC-01-04-16-02 to the Finance, Utilities and Rules Committee. Councilor Rider seconded. There was no Council discussion. Council President Carter referred Resolution CC-01-04-16-02 to the Finance, Utilities and Rules Committee for further review and consideration.

Council President Carter announced **Resolution CC-01-04-16-03**; A Resolution of the Common Council of the City of Carmel, Indiana, Approving a Lease Between the City of Carmel Redevelopment Authority and the City of Carmel Redevelopment Commission and Taking Other Actions Related Thereto. Council President Carter made a motion to move this item into business. Councilor Rider seconded. Councilor Finkam deferred to Mayor Brainard to present this item to the Council. Council President Carter opened the Public Hearing at 9:47 p.m. Seeing no one who wished to address the Council, Council President Carter closed the Public Hearing at 9:48 p.m. There was no Council discussion. Council President Carter referred Resolution CC-01-04-16-03 to the Finance, Utilities and Rules Committee for further review and consideration.

## **NEW BUSINESS**

Council President Carter announced the **First Reading of Ordinance D-2261-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Repealing Chapter 2, Article 1, Division II, Section 2-8(i) of the Carmel City Code. Councilor Finkam made a motion to move this item into business. Councilor Schleif seconded. Councilor Finkam presented this item to the Council. There was brief Council discussion. Councilor Schleif made a motion to suspend the rules in order to act on Ordinance D-2261-16. Councilor Finkam seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2261-16. Councilor Schleif seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2261-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2262-16**; An Ordinance of the Common Council of the City of Carmel, Repealing Chapter 2, Article 1, Division II, Section 2-8(g) and Amending Chapter 2, Article 1, Division II, Section 2-8(h) of the Carmel City Code. Councilor Kimball made a motion to move this item into business. Councilor Finkam seconded. There was brief Council discussion. Councilor Finkam deferred to Ashley Ulbricht, Carmel City Attorney, to address the Council. Councilor Schleif made a motion to table Ordinance 2262-16 until the next Council Meeting. Councilor Finkam seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0.

Council President Carter announced the **First Reading of Ordinance D-2263-16**; An Ordinance of the Common Council of the City of Carmel, Amending Chapter 8, Article 4, Section 30(a) of the Carmel City Code; Sponsor(s). Councilor Finkam made a motion to move this item into business. Councilor Campbell seconded. Councilor Finkam presented this item to the Council. Councilor Rider and Worrell deferred to mayor Brainard to address the council. Councilor Finkam made a motion to suspend the rules in order to act on Ordinance D-2263-16. Councilor Campbell seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2263-16. Councilor Campbell seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2263-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2264-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 1, Division II, Section 2-9.1 of the Carmel City Code; Sponsor(s). Councilor Finkam made a motion to move this item into business. Councilor Rider seconded. Councilor Finkam deferred to Doug Haney, Corporation Council for the City of Carmel, to address the Council. Councilor Rider made a motion to suspend the rules in order to act on Ordinance D-2264-16. Councilor Schleif seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2264-16. Councilor Schleif seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2264-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2265-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 6, Article 7, Section 6-210 of the Carmel City Code. Councilor Rider made a motion to move this item into business. Councilor Campbell seconded. Councilor Worrell deferred to Mayor Brainard to address the Council. There was brief council discussion. Councilor Finkam made a motion to amend Ordinance D-2265-16 on line 138 adding in *delivered electronically after in writing*. Councilor Rider seconded. Council President Carter called for a vote. The motion passed 7-0. Councilor Campbell made a motion to suspend the rules in order to act on Ordinance D-2265-16 As Amended. Councilor Finkam seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2265-16 As Amended. Councilor Rider seconded. There was no Council

discussion. Council President Carter called for a vote. **Ordinance D-2265-16 As Amended** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2266-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 3, Division II, Section 2-48(g)(1) of the Carmel City Code. Councilor Rider made a motion to move this item into business. Councilor Finkam seconded. Councilor Schleif presented this item to the council. Councilor Rider deferred to Barb Lamb, Director of Human Resources, to speak to the council about this item. Councilor Rider made a motion to suspend the rules in order to act on Ordinance D-2266-16. Councilor Worrell seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Rider made a motion to approve Ordinance D-2266-16. Councilor Worrell seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2266-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2275-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 4, Section 2-131 of the Carmel City Code. Councilor Kimball made a motion to move this item into business. Councilor Finkam seconded. Councilor Finkam deferred to Mayor Brainard to present this item to the Council. Councilor Finkam made a motion to suspend the rules in order to act on Ordinance D-2275-16. Councilor Worrell seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2275-16. Councilor Kimball seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2275-16** was adopted 7-0.

Council President Carter announced the **First Reading of Ordinance D-2277-16**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 1, Division II, Section 2-8.1 of the Carmel City Code. Councilor Finkam made a motion to move this item into business. Councilor Kimball seconded. Councilor Finkam presented this item to the Council. Councilor Finkam made a motion to suspend the rules in order to act on Ordinance D-2277-16. Councilor Kimball seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to amend Ordinance D-2277-16 by substituting in whole ordinance D-2277-16 As Amended VERSION A. Councilor Schleif made a motion to approve the amendment. Council Finkam seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Finkam made a motion to approve Ordinance D-2277-16 As Amended. Councilor Schleif seconded. There was no Council discussion. Council President Carter called for a vote. **Ordinance D-2275-16 As Amended** was adopted 7-0.

Council President Carter announced **Resolution CC-01-04-16-01**; A Resolution of the Common Council of the City of Carmel, Indiana, Approving the Issuance of Bonds of the City of Carmel Storm Water District. Councilor Rider made a motion to move this item into business. Councilor Finkam seconded. Councilor Rider deferred to Bruce Donaldson to present this item to the Council. There was extensive Council discussion. Loren Matthes addressed the council. Councilor Rider made a motion to refer Resolution CC-01-04-16-04 to the Finance, Utilities and Rules Committee. Councilor Finkam seconded. There was no Council discussion. Council President Carter referred Resolution CC-01-04-16-01 to the Finance, Utilities and Rules Committee for further review and consideration.

Council President Carter announced **Resolution CC-01-04-16-04**; A Resolution of the Common Council of the City of Carmel, Indiana, Approving a Lease Between the City of Carmel Redevelopment Authority and the City of Carmel Redevelopment Commission and Taking Other Actions Related

There to. Councilor Rider made a motion to move this item into business. Councilor Schleif seconded. Council President Carter deferred to Bruce Donaldson to present this item to the Council. There was extensive Council discussion. Loren Matthes addressed the Council on debt-service payments. Councilor Rider made a motion to suspend the rules in order to act on Resolution CC-01-04-16-04. Councilor Worrell seconded. There was no Council discussion. Council President Carter called for a vote. The motion passed 7-0. Councilor Rider made a motion to approve on Resolution CC-01-04-16-04. Councilor Worrell seconded. There was no Council discussion. Council President Carter called for a vote. **Resolution CC-01-04-16-04** was adopted 7-0.

Council President Carter announced **Resolution CC-01-04-16-05**; A Resolution of the Board of Directors of the Department of Storm Water Management of the City of Carmel, Indiana, Amending Storm Water User Fees. This is referenced as an Exhibit attached to Ordinance D-2273-16 under Public Hearings. Ashley Ulbricht, Carmel City Attorney, presented to Council that no action was needed.

Council President Carter announced **Resolution CC-01-04-16-06**; A Resolution of the Common Council of the City of Carmel, Indiana, Regarding an Intergovernmental Transfer of Real Property Interest. Councilor Kimball made a motion to move this item into business. Councilor Finkam seconded. Councilor Rider deferred to Mayor Brainard to present this item to the council. There was extensive Council discussion. Councilor Rider made a motion to send Resolution CC-01-04-16-06 to the Land Use and Special Studies Committee. Councilor Finkam seconded. Council President Carter referred Resolution CC-01-04-16-06 to the Land Use and Special Studies Committee for further review and consideration.

Council President Carter announced **Resolution CC-01-04-16-07**; A Resolution of the Common Council of the City of Carmel, Indiana, Expressing Interest in the Purchase of Certain Properties Valued at over \$25,000 and Associated with the City's Road Improvement Project. Councilor Finkam made a motion to move this item into business. Councilor Schleif seconded. Council President deferred to Tiffany Boone, Carmel Engineering Department, to present this item to the Council. Councilor Rider asked for additional information from the Engineering Department to ensure that a nearby stoplight would not back-up into this roundabout. Councilor Finkam made a motion to table Resolution CC-01-04-16-07 until the next Council Meeting. Council President Carter tabled Resolution CC-01-04-16-07 until the next Council Meeting.

## **OTHER BUSINESS**

City Council Appointments:

1. Carmel City Center Community Development Corporation ("4CDC") (Term expires 12/31/16, one year term) One appointment. TABLED.
2. Carmel Redevelopment Commission (Term expires 12/31/16, one year term); Two appointments. TABLED.

These items remain tabled until the next Council Meeting.

## **ANNOUNCEMENTS**

There were none.

**EXECUTION OF DOCUMENT**


**ADJOURNMENT**

Council President Carter adjourned the meeting at 11:32 p.m.

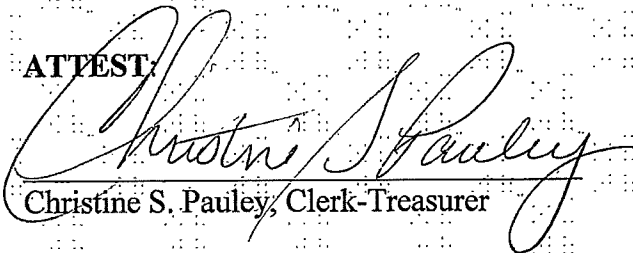
Respectfully submitted,

  
Clerk-Treasurer Christine S. Pauley

Approved,

  
James Brainard, Mayor

ATTEST:

  
Christine S. Pauley, Clerk-Treasurer